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# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

355 West North Temple

3 Triad Center, Suite 350

Salt Lake City, Utah 84180-1203

801-538-5340

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DOGM  
MINERALS PROGRAM  
FILE COPY

January 14, 1991

TO: Wayne Hedberg, Minerals Program Supervisor

FROM: Holland Shepherd, Reclamation Specialist *HHS*

RE: UII/Geneva Steel, Permit Transfer, Non-Compliance Geneva Steel,  
M/021/008, Iron County, Utah

I received a phone call from Mr. York Jones of BHP-Utah International, Incorporated (UII), on January 14, 1991. The call concerned the transfer of 36 acres of UII property to Geneva Steel.

Mr. Jones is concerned that no action has been taken by the Division to approve the transfer. The transfer document was submitted to the Division February 12, 1990. Mr. Jones informed me that UII management in San Francisco, California has become concerned of their continued liability, especially now that Geneva Steel is operating the property. Also, they are prevented from selling or finalizing a sale on the property, until the proper formalities are resolved with the Division.

I spoke to Mr. Jones about the hold up with the Geneva plan, and the fact that we would be unable to proceed with the transfer until the plan and bond were in place. Mr. Jones then asked if a variance of some type could be made in this situation, to allow the transfer to be formalized.

Geneva has been operating this site for sometime now, without benefit of an updated, approved permit or surety. Though the Division has asked Geneva several times for an updated MRP and surety, to include all of their new acquisitions and new disturbances, we have never received enough information to work with. As a result, Geneva has been in a mode of violation for many months.

I recommend taking a more aggressive approach with Geneva to resolve this issue, which might include Board action. At the least, we might work something out whereby a temporary bond and reclamation contract could be approved to allow the transfer to go through.

I have attached a copy of the transfer form for your reference.

Attachment:

cc: York Jones, BHP-UII

an equal opportunity employer

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STATE OF UTAH  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING  
355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
(801) 538-5340

TRANSFER OF NOTICE OF INTENTION  
LARGE MINING OPERATIONS

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(PART)

1. (a) Notice of intention to be transferred (file number): M/021/001  
(b) Name of mining operation: UTAH INTERNATIONAL INC.  
(c) Location of mining operation (county): - IRON - COMSTOCK SITE  
(d) Name, telephone number and mailing address of the operator currently holding the notice of intention (transferor):  
BHP- UTAH INTERNATIONAL INC  
P.O. Box 155  
FRUITLAND, NEW MEXICO 87416 (505) 598 5861
2. (a) Name, telephone number and mailing address of the operator acquiring the notice of intention (transferee):  
BMET GENEVA STEEL  
P.O. Box 20-B RFD #1  
SANTAQUIN UTAH 84655  
(b) Name, telephone number and address of the authorized representatives of the Transferee to whom any notices under the provisions of the Utah Mined Land Reclamation Act may be sent:  
W. Roy BENSON (801) 465-2532  
P.O. Box 20-B RFD #1  
SANTAQUIN UTAH 84655
3. (a) The total disturbed area identified in the approved notice of intention: 36 ACRES LISTED IN PERMIT  
(b) The actual number of acres disturbed by the operation through date of transfer: 36 ACRES  
(c) Attach a legal description of above acreages as Appendix "A" and a map of suitable scale with actual disturbed areas clearly shown and identified. (BLACK IRON No 1, 2 & 7 AND UC PLACERS 12, 13 & 14)
4. This application must be accompanied by a fully executed and signed Reclamation Contract (Form MR-RC).



SWORN STATEMENT OF TRANSFEROR

I, JOHN T. ATKINS being first duly sworn under oath,  
deposes and says that I am VICE PRESIDENT  
(officer or agent)  
of BHP-UTAH INTERNATIONAL INC.; and that I am duly authorized to  
(Corporation/Company Name)  
execute and deliver the foregoing obligations; that I have read the said  
application and fully know the contents thereof; that all statements contained  
in the transfer application are true and correct to the best of my knowledge  
and belief. By execution of this statement I certify that the Transferor is  
in full compliance with the Utah Mined Land Reclamation Act, the Rules and  
Regulations promulgated thereunder, and the terms and conditions of Notice of  
Intention No. 11/021/001

John T. Atkins  
Signature  
JOHN T. ATKINS  
Name (Typed or Print)  
VICE PRESIDENT  
Title

Subscribed and sworn before me this 9th day of October, 1989.

Beverley S. Morris  
Notary Public



My commission Expires:

May 9, 1992.  
State of New Mexico )  
County of San Juan ) ss.



FINAL SWORN STATEMENT OF TRANSFeree

I W. Roy Benson being first duly sworn under oath,  
depose and say that I am DIVISION MANAGER MINING  
(officer or agent)  
of BM&T GENEVA STEEL; and that I am duly authorized to  
(Corporation/Company Name)

execute and deliver the foregoing obligations; that I have read the  
application and fully understand the contents thereof; that all statements  
contained in the transfer application are true and correct to the best of my  
knowledge and belief. By execution of this statement, the Transferee agrees  
to be bound by the terms and conditions of Notice of Intention  
No. M/021/001, the Utah Mined Land Reclamation Act, and the Rules and  
PART Regulations promulgated thereunder.

W. Roy Benson  
Signature  
W. Roy BENSON  
Name (Typed or Print)  
DIVISION MANAGER MINING  
Title

Subscribed and sworn before me this 8th day of Feb, 19 90.

Rockelle Suber  
Notary Public

My commission Expires:

10-14, 19 91.

State of Utah )  
County of Utah ) ss.  
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CERTIFICATION OF APPROVAL

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions:

- (a) This transfer of notice of intention grants only the right to affect the lands described in Appendix "A".
- (b) The transferee has provided to the Division a fully executed and signed Reclamation Contract (Form MR-RC). The surety shall be effective on the date of transfer.
- (c) The transferee, or such other person as required by UCA 1953, Title 40-8, has acquired legal right to mine for lands described in Appendix "A".

COMMENTS:

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APPROVED: \_\_\_\_\_  
(Signature)  
Director, Division of Oil, Gas and Mining

Effective Date: \_\_\_\_\_  
NOI No.: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
(Signature)  
Assistant Attorney General

MN9/45-48